

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:03CR134-MU

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
MICHAEL STACEY,)
)
Defendant.)
_____)

ORDER

THIS MATTER is before the Court upon the Defendant's Application to Proceed In Forma Pauperis, filed September 19, 2005.

Federal law requires that a defendant filing a notice of appeal in a criminal action pay a filing fee in the amount of two-hundred and fifty-five dollars (\$255.00). A review of Defendant's Prisoner Trust Account reveals that he has received \$ 1, 854.60 in deposits during the last six months. Consequently, the Court holds that Defendant has the means to pay a portion of the filing fee associated with his appeal.

IT IS, THEREFORE, ORDERED that:

1. Defendant's Application to Proceed In Forma Pauperis is **GRANTED in part and DENIED in part;**

2. Defendant pay a partial filing fee of one hundred dollars (\$100.00) within thirty (30) days of the filing of this Order.

The Clerk is further directed to certify a copy of this Order to the Defendant by **certified mail,**
return receipt requested.

Signed: October 25, 2005

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
Chief United States District Judge

